

HOUSE No. 476

By Mr. Koutoujian of Waltham, petition of Peter J. Koutoujian and others for legislation to grant leaves of absence to certain public employees serving as organ donors. Public Service.

The Commonwealth of Massachusetts

PETITION OF:

Peter J. Koutoujian	John W. Scibak
Robert K. Coughlin	Susan C. Fargo
Kevin G. Honan	James R. Miceli
Patricia D. Jehlen	Walter F. Timilty

In the Year Two Thousand and Five.

AN ACT RELATIVE TO LIVING ORGAN DONATION.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 Chapter 149 of the General Laws, as appearing in the 2000
2 Official Edition, is hereby amended by adding the following sec-
3 tion:—

4 Living Organ Donation; Leave of absence without loss of pay
5 Section 33E. Any employee of the commonwealth, of any
6 county, and of any city or town which accepts the provisions of
7 this section, shall be allowed a leave of absence of not more than
8 30 days in each calendar year for the purpose of serving as an
9 organ donor, without loss of or reduction in pay, without loss of
10 leave to which otherwise entitled, without loss of credit for time
11 or service.

12 (a) If the necessity for leave under this section is not foresee-
13 able, the employee shall provide the employer with not less than
14 seven days' notice before the leave is to begin. If the necessity
15 for leave is not foreseeable, the employee shall provide such
16 notice as is practicable.

17 (b) An employer may require that a request for leave under this
18 section be supported by a certification issued at such time and in
19 such manner as the attorney general may by regulation required.
20 (c) The attorney general shall enforce this section, and may
21 obtain injunctive or declaratory relief for this purpose. Violation
22 of this shall be subject to the second paragraph of section 150 and
23 to section 180 of this chapter.”